

IN THE UNITED STATES BANKRUPTCY COURT FOR  
THE SOUTHERN DISTRICT OF MISSISSIPPI

IN THE MATTER OF:

CHAPTER 13 NO.:

JESSIE BENARD

19 - 01861 - NPO

**TRUSTEE'S OBJECTION TO CONFIRMATION**

COMES NOW Trustee, Harold J. Barkley, Jr., and files this his Objection to Confirmation of the Debtor's Chapter 13 Plan; and in support thereof would most respectfully show unto this Honorable Court as follows:

1. The Debtor filed a Chapter 13 Petition on May 17, 2019 and a 341(a) Meeting of Creditors was held on July 16, 2019.
2. Upon information and belief, this plan has not been filed in good faith.
3. That, Debtor proposes to start his on-going mortgage payment in June 2019 with an arrearage through May 2019. The Trustee does not have sufficient funds on hand to start the mortgage in said month. Debtor should be required to bring his case current or file a modified plan with a proposed start date for the on-going mortgage in a later month or confirmation should be denied and this case dismissed.
4. The Trustee hereby objects to any amended plan filed hereafter.
5. Other grounds to be shown at a hearing hereon.

WHEREFORE, PREMISES CONSIDERED, Trustee prays that this Objection be received and filed and at a hearing hereon confirmation be denied and for such other, further and general relief to which the Trustee and this bankrupt estate may be entitled.

Dated: July 17, 2019

Respectfully submitted,

/s/Harold J. Barkley, Jr.

HAROLD J. BARKLEY, JR. - MSB #2008

CHAPTER 13 TRUSTEE

POST OFFICE BOX 4476

JACKSON, MS 39296-4476

PHONE: 601/362-6161

FAX: 601/362-8826

EMAIL: [HJB@HBARKLEY13.COM](mailto:HJB@HBARKLEY13.COM)

**CERTIFICATE**

I, Harold J. Barkley, Jr., Trustee, do hereby certify that I have this date mailed a true and correct copy of the foregoing pleading to the following parties by United States Mail, postage prepaid or by ECF Filing Notification:

Office of the U. S. Trustee  
[Ustpreion05.ja.ecf@usdoj.gov](mailto:Ustpreion05.ja.ecf@usdoj.gov)

Hon. Robert Rex McRaney, Jr.  
[mcraneymcraney@bellsouth.net](mailto:mcraneymcraney@bellsouth.net)

Jessie Benard  
5590 Nailor Road  
Vicksburg, MS 39180

Dated: July 17 2019

/s/Harold J. Barkley, Jr.  
HAROLD J. BARKLEY, JR.